

REMARKS

In the above-identified Office Action all of the pending claims were allowed, with the exception of Claims 38-40 which were stated to be allowable but for the lack of certain antecedent basis in the Specification for several claim terms. In response, the Specification has been amended at page 13 (paragraph 60 of the corresponding published application 2004/0046896A1) to provide such antecedent basis for the precise words of the claims. That is, the computer elements of Fig. 3 of the drawings are now described in the amended paragraph in terms well known to all those of ordinary skill in the art as describing the elements of Fig. 3. In this regard, the CPU operates in accordance with “computer-executable programs,” such programs having “program code” and being stored in “a computer-readable storage medium” such as the elements 22, 23, and 24.

In view of the foregoing amendments and remarks, Applicants believe that the application is allowable, and the issuance of a Notice of Allowance is solicited.

The Commissioner is hereby authorized to charge fees or credit overpayment to Deposit Account No. 06-1205.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

/John A. Krause/
John A. Krause
Attorney for Applicants
Registration No. 24,613

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

FCHS_WS 2686247v2